United States District Court for Middle District of Tennessee

Report on Offender Under Supervision

Name of Sentencing Judicial Officer: Honorable Todd J. Campbell, U.S. District Judge

Date of Original Sentence: July 13, 2011

Original Offense: 21 U.S.C. 846, Conspiracy to Distribute and Possess with Intent to Distribute

Five Kilograms or More of Cocaine

Original Sentence: 46 months' custody followed by 5 years' supervised release

Type of Supervision: Supervised Release Date Supervision Commenced: February 22, 2013

Assistant U.S. Attorney: <u>Brent A. Hannafan</u> Defense Attorney: Michael Terry

THE COURT ORDERS:

No Action at this time

☐ The Issuance of a Warrant
☐ Sealed Pending Warrant Execution

☐ (cc: U.S. Probation and U.S. Marshal only)

- ☐ The Issuance of a Summons
- □ Other

I declare under penalty of perjury that the foregoing is true and correct. Respectfully submitted,

Considered this 22 day of Manc 4, 2013, and made a part of the records in the above case.

Kara Sanders U.S. Probation Officer

Todd J. Campbell U.S. District Judge

Place Nashville, Tennessee

Date

March 22, 2013

ALLEGED VIOLATIONS

The probation officer believes that the offender has violated the following condition(s) of supervision:

<u>Violation No.</u> Nature of Noncompliance

1. The defendant shall not commit another federal, state or local crime.

On March 6, 2013, at approximatly 6:00 a.m. Mr. Silva was arrested in Columbia, Tennessee and charged with two counts of Contributing to the Delinquency of a Minor. The arrest report is attached for Your Honor's review.

The Maury County Sheriff's Department responded to a suspicious vehicle call at 2430 Steve Drive, Columbia, Tennessee. Sheriff's Deputy Webster responded and the two males in the vehicle reported they were "waiting on a guy they were picking up." Officer Webster was aware there were two juvenile females who resided at the residence and he approached the house to check their welfare. The grandmother of the females answered the door. She allowed Deputy Webster to search the home and Mr. Silva was found hiding in a closet in the bedroom where a 15 year-old and 17 year-old female were residing. The females denied knowing he was in the home, but it was discovered later that they were with Mr. Silva at a party the previous evening and he returned home with them around 5:00 a.m. Mr. Silva is 28 years-old. Both of the females were charged with curfew violations and one with underage consumption.

Mr. Silva did report the arrest after bonding out of custody. He reported for a drug test on March 7, 2013, and was negative for illegal substances, however, did admit to drinking alcohol on or about March 6, 2013. His next Court date is April 3, 2013.

Compliance with Supervision Conditions and Prior Interventions:

Moises Silva began his term of supervised release on February 22, 2013, and is scheduled to terminate supervision on February 21, 2018.

He resides in Columbia, Tennessee with his sister, Maria Silva, and reports he is looking for employment. Mr. Silva has a mental health evaluation pending with Centerstone Mental Health in Columbia, Tennessee. He did attend mental health and substance abuse treatment, with the Evelyn Frye Center, during his Bureau of Prisons confinement at Dierson Charities from August 2012 to February 2013.

U.S. Probation Officer Recommendation:

It is respectfully requested that no action be taken at this time and Mr. Silva be allowed to continue on supervision. However, these violations may be considered in the future, if necessary. Any conviction on the reported charges or future violations will be promptly reported to the Court.

The U.S. Attorney's Office concurs with the probation officer's recommendation.

Approved:

Britton Shelton

Supervisory U.S. Probation Officer

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il COLOR

NARRATIVE

S	WITNESS #1 NAME: (LAST, MIDDLE, FIRST)	RESIDENIAL PHONE:		
ES	ADDRESS (STREET, CITY, ZIP)		BUSINESS PHONE:	
NE	WITNESS #2 NAME: (LAST, MIDDLE, FIRST)	RESIDENIAL PHONE:		
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/PL	NAME: (LAST, MIDDLE, FIRST)	Unknown caller to ecom	RESIDENIAL PHONE:	
COM	ADDRESS (STREET, CITY,ZIP)		BUSINESS PHONE:	

On this date I was dispatched to Steve Drive in regards to a suspicious vehicle in the road. Upon my arrival I found a vehicle partially in the roadway occupied by two males. As I spoke to them they advised they were waiting on a guy they were picking up from a residence. They pointed to 2430 Steve Drive. They advised all they know is the guy is called "Mo". The driver of the vehicle advised he had contact with "Mo" via text. I told the driver to tell "Mo" to come outside. As I adressed the situation in the street, a good period of time passed and "Mo" did not come out.

2430 Steve Drive is a house I am familiar with due to a previous call. I remembered it had at least two juvenile females who lived with their dad. There was no vehicle in the drive way which led me to believe dad was not home. After speaking to Sgt Voss I approached the house to check welfare. I was greeted at the door by a female who was the juveniles grandmother. She advised there was no one at the house but allowed me to come in and check. She took me to the back bedroom where I found two females 15 and 17 years old laying in bed with the light on. The didn't know anything about "Mo" being at the house. I opened the closet to find Moises Silva hiding. Silva advised me that he was 28 years old. I place Silva in hand cuffs and advised him he was being detained at 05:45. He was not officially arrested until 06:22. As I spoke to him and the two females they tried to not say anything. With the help of the subjects in the street I learned that Silva had been at a party that night with the two females. He brought them home to one of the girls houses on Steve drive around 05:00. I spoke to the father of the house. He advised he had no knowledge that his daughter had snuck out to the party. He also said he did not know Silva was in his house nor was he welcome. I spoke to the other females mother over the phone. She did not know that her daughter was at the house on Steve Drive. She was furious to find out her daughter was there. Furthermore, she did not know her daughter was at a party or know who Silva was.

Silva was arrested with two counts of contributing to the delinquency of a minor and taken to the jail. Both females were charged with curfew violations and one with underage consumption. See also report 2013-c-09555. End of report

CASE # 021229_395382119

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	YES 🔀	NO		OFFICE	=r [] V				G UNABLE TO DETERMINE / NOT		

	NUMBER OF OFFENDER (S) :						NDER ARRESTED	ARREST DATE			
	IF MORE THEN (1) (FORMATION ON SU	YES	YES NO							
	OFFENDER # (LAST) (FIRST) (MIDDLE) Same as above								HOME PHONE		
	ADDRESS CITY STATE							ZIP	WORK PHONE		
Ш	DOB	AGE O	HEIGHT	WEIGHT	EYE	HAIR	DRIVER'S LICE	NSE# STATE	SSN		
3.1.6	SEX	RACE		ADDITIONAL DE	SCRIPTION (CLOTHIN	lG)	<u> </u>				
ZE!	M			SCARS / MARKS	SCARS / MARKS / TATTOOS						
R	F ☐ FEMALE U ☐ UNKNOWN		DIAN	557 (1 G 7 N) (1 (1 G							
OFFENDER / ARRESTEE	A ☐ ASIAN U ☐ UNKNOWN			MISC							
DE	ARRESTEE ARMED WI	TH (CHECK UP TO	TWO) ENTER A IN	BOX IF AUTOMATI	C TYPE OF	ARREST	DISP	OSITION OF ARRES	TEE UNDER 18:		
	01 UNARMED 11 FIREARM	14 SHC	OTGUN HER FIREARM		O ON-V		- L.	D WITHIN DEPARTM ED TO OTHER AUTH			
压	(TYPE NOT STATED) 16 LETHAL CUTTING INSTRUMENT					MONED / CITED N INTO CUSTODY	I K II KEI EKK	TIBRS OFFENSE			
Ō	12 HANDGUN 13 RIFLE		SWITCH BLADE, JB / BLACKJACK, E	KNIFE, ECT.) BRASS KNUCKLES			1	3	5		
	ARRESTEE ETH	NICITY: I	RESIDENT STATU	ę. T	MULTIPLE CLEAR	ANCE INDICATOR	2	44	ZED IN THIS CASE		
	H HISPANIC	R[з. м		ANCE INDICATOR		YES N			
	N NON-HISPA	1 2	NON-RESIDEN	1	COUNT ARRES		IF YES	, COMPLETE PROPE	ERTY SEGMENT		
	U UNKNOWN	U_	UNKNOWN	N	NOT APPLICAE	BLE					
	FINGERPRINT CARD NO NUMBER OF VICTIM (S				IF MORE	THEN (1) VICTIM, PRO	OVIDE ADDITIONAL I	NEORMATION ON S	UPPLEMENT SHEET		
		·			1	CTIM ALSO THE COM		YES	Mo No		
	VICTIM# 2	(LAST) Kelle y	·		(FIRST) Breanna		(MIDDL Paig	•	HOME PHONE (931) 223-5744		
	ADDRESS				CITY STATE		ZIP		WORK PHONE		
	DQB AGE HEIGHT							3401			
	199		HEIGHT	WEIGHT	EYE	HAIR	DRIVER'S LICE	NSE# STATE	SSN		
	TYPE OF VICTIM (CHI	•	IGIOUS		RACE W ⋈ WHITE	SEX M M MAI		SIDENT STATUS: RESIDENT	ETHNICITY: H		
	B BUSINESS		CIETY / PUBLIC		B BLACK	ı —		NON-RESIDENT	N ⊠ NON-HISPANIC		
	F FINANCIAL	0 OTH			I INDIAN	U UNI	KNOWN U	UNKNOWN	n 🔲 nuknomn		
	G ☐ GOVERMENT U ☐ UNKNOWN L ☐ LAW ENFORCEMENT OFFICIAL				A ASIAN U UNKNOWN						
	AGGRAVATED ASSAU			OLIA P.D.E.I	INJURY TYPE			VIC.	TIM CONNECTED TO		
	01 ☐ ARGUMENT 06 ☐ LOVERS' QUARREL 02 ☐ ASSAULT ON LAW OFFICER 07 ☐ MERCY KILLING				(CHECK UP TO FIVE) N NONE M [NSE NUMBER ABOVE:		
TIM	03 DRUG DEALING 08 OTHER FELONY INVOLVED				B BROKEN BONES O		MAJOR INJURY 1.		4		
CTI	04 GANGLAND 09 OTHER CIRMSTANCES 05 JUVENILE GANG 10 UNKNOWN CIRMSTANCES			POSS. INT. INJURY T LOSS OF T LO			1	5. [_]			
VIC	RELATIONSHIP OF VI					· · · · · · · · · · · · · · · · · · ·		EE	EMPLOYEE		
	SE SPOUSE	GP	GRANDPAR	ENT SS	STEP SIBLIN	IG BE	BABYSITTEE (E	BABY) ER	EMPLOYER		
	CS COMMON-L	AW SPOUSE GC	GRANDCHIL		OTHER FAM		BOY / GIRL FRII	ND OK	OTHERWISE KNOWN		
	PA PARENT	IL en	IN-LAW		ACQUANITA		CHILD OF "B/G"	<u> </u>	STRANGER		
	SB SIBLING CH CHILD	SP SC	STEP PARE		FRIEND NEIGHBOR	HH XS	EX-SPOUSE	REL. VORU	VICTIM WAS OFFENDER RELATIONSHIP UNKNOWN		
	IS, THE VICTIM A C			MANSLAUGHTER		JUSTIFIABLE HON			MICIDE CIRCUMSTANCES		
	YES NO COL: YES NO COL: (CHECK ONE) 30			•			VII I EN RV	(CHECK ONE) A ATTACI	l' — '		
				CLEANING WITH G		20 CRIMINAL PRIVATE (THAT OFFICER KILLED CRIMINAL			
	DOMESTIC VIOLENCE YES NO VICTIM TRANSPORTED TO SAFE PLACE 32 HUN 33 OTH			NTING ACCIDENT		21 CRIMINAL KILLED BY			KED OFFICER & FELLOW R KILLED CRIMINAL		
				ER NEGLIGENT WE ER NEGLIGENT KIL			POLICE OFFICER /		C CRIMINAL ATTACKED A CIVILIAN		
	☐ YES ☑ NO DID INCIDENT INVOLV	E A VIOLATION OF A		THEOLIGENT NIL	LING LAW ENFORCEMENT OFFICE			AL D ATTEMPTED FLIGHT FROM A CRIME E KILLED IN COMMISSION OF A CRIME			
	ORDER OF PROTECTI	ON				MESTIC VIOLANCE C	_ `	I 	ED ARREST		
	YES	NO		OFFIC	ER \	/ICTIM] вотн	G UNABL	E TO DETERMINE / NOT		